



Invoice No.: 2609837  
File No. : 115318.010500  
Bill Date : February 6, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through January 31, 2010:

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Invoice No.: 2609837

Page 8

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

01/26/10	Sanford M. Saunders, Jr.	Preparation for and telephone conference with BSI counsel; telephone conference and email with K. Horky and J. McManus re: same.	0.40	250.00
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Invoice No.: 2636505  
File No. : 115318.010500  
Bill Date : March 8, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through February 28, 2010:

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Invoice No.: 2636505  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 2

Description of Professional Services RenderedDescription of Professional Services Rendered:

<u>DATE</u>	<u>TIMEKEEPER</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>AMOUNT</u>
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02/01/10	Sanford M. Saunders, Jr.	Email correspondence and telephone conversation with K Horky and J McManus re: BSI 3rd party subpoenas; telephone conversaton with BSI counsel re same.	1.50	937.50
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02/02/10	Nicoleta Burlacu		1.00	290.00
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review draft motion on 85  
subpoenas and motion on DNS per counsel

Invoice No.: 2636505  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 3

Description of Professional Services Rendered

02/02/10	Kenneth A. Horky		2.00	920.00
		work on motion to quash		
02/02/10	John L. McManus		2.00	900.00
02/02/10	Sanford M. Saunders, Jr.	<p>work on the Motion to Quash as to the 85 Subpoenas.</p> <p>Telephone conversation with J McManus re: 3rd party subpoenas and Motion to Quash same; review same</p> <p>conference call with client. K Horky and J McManus re: same.</p>	2.00	1250.00
02/03/10	Nicoleta Burlacu	Draft letter request for expedited briefing and hearing on the Motion on 85 Subpoenas; multiple correspondence with counsel on same; review and finalize final pleadings and exhibits; file same with court	6.00	1740.00
02/03/10	Kenneth A. Horky	Continue working on motion to quash, communications re: same;	4.90	2254.00
		further work on motion to quash and supporting affidavits		

Invoice No.: 2636505  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 4

Description of Professional Services Rendered

02/03/10	John L. McManus	work on multiple telephone conferences with associate and co-counsel and client re: the upcoming filing of motion to quash; work on review of client comments on motion to quash; work on discussion of timing and good faith efforts	1.00	450.00
02/03/10	Sanford M. Saunders, Jr.	Review Motion to Quash and telephone conversation with K Horky and J McManus re: motions to compel; follow up w/ BSI counsel re: same	1.50	937.50
02/04/10	John L. McManus	work on motion to quash 85 unknown subpoenas; work on research re: same; work on edits to both of the Motions; work on edits to both of the Declarations; telephone calls with clients re: same.	2.00	900.00
02/04/10	Sanford M. Saunders, Jr.	Multiple telephone conversation and emails re: BSI 3rd party subpoenas	1.50	937.50

Invoice No.: 2636505

Page 5

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

02/05/10	Sanford M. Saunders, Jr.	Email and telephone conversation with BSI counsel re: motions and subpoenas	0.90	562.50
02/08/10	Kenneth A. Horky		1.30	598.00
		quash		
		work on motion to		

Invoice No.: 2636505  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 11

Description of Professional Services Rendered

02/19/10 John L. McManus

0.50 225.00

work on call with client regarding motion to quash  
specific subpoenas.



Invoice No.: 2636505  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 12

Description of Professional Services Rendered

02/22/10	Kenneth A. Horky	review 20 subpoenas issued by attorney Rothman; teleconference with Sandy Saunders	0.70	322.00
02/22/10	Sanford M. Saunders, Jr.	Emails re: discovery issues	0.30	187.50

Invoice No.: 2636505  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 13

Description of Professional Services Rendered

02/23/10	Justin Angelo		1.50	495.00
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Receipt and review of BSI's  
memorandum in opposition to WAUSA's motion to  
quash 85 subpoenas;

Worked on draft of  
reply in support of motion to quash 85 non-party  
subpoenas.

02/23/10	Kenneth A. Horky	Review response to motion to quash 85 subpoenas, motion for contempt and sanctions, supplement to motion for contempt and sanctions;	0.80	368.00
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confer with cocounsel re: filings

Invoice No.: 2636505  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 14

Description of Professional Services Rendered

02/24/10 Kenneth A. Horky

0.20

92.00

confer re: subpoena position

Invoice No.: 2636505

Page 15

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

02/24/10	Sanford M. Saunders, Jr.	Review BSI filings	1.00	625.00
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02/25/10	Kenneth A. Horky		0.40	184.00
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subpoena issues

work on third party

Invoice No.: 2636505  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 17

Description of Professional Services Rendered

02/28/10	John L. McManus	Work on comments on and circulation of Reply Brief in support of motion to quash 85 unknown subpoenas	0.50	225.00
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Invoice No.: 2648886  
File No. : 115318.010500  
Bill Date : April 6, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through March 31, 2010:

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Invoice No.: 2648886  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 1

Description of Professional Services Rendered:

<u>DATE</u>	<u>TIMEKEEPER</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>AMOUNT</u>
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03/01/10	John L. McManus			
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			1.00	450.00
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finalize the draft of the Reply  
Memorandum in Support of the Motion to Quash  
85 Unknown Subpoenas; conference call with co-  
counsel.

Invoice No.: 2648886

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Page 2

Description of Professional Services Rendered

03/02/10	Kenneth A. Horky	Review reply in support of motion to quash 85 unknown subpoenas confer with cocounsel re: status of all pending initiatives	0.70	322.00
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Invoice No.: 2648886

Page 10

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

03/15/10	Kenneth A. Horky	review as-	0.10	46.00
	filed reply in support of motion to quash			

Invoice No.: 2648886  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 18

Description of Professional Services Rendered

03/25/10 Nicoleta Burlacu

4.00 1160.00

participate at  
the conference call with the expert, GT counsel and  
client on all third party production in responses to  
subpoenas and their relevance to the expert report



Invoice No.: 2679233  
File No. : 115318.010500  
Bill Date : May 10, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through April 30, 2010:

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Invoice No.: 2679233

Page 4

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

04/08/10 Kenneth A. Horky

1.30

598.00

review subpoenas served  
by BSI (Enom, etc)



Invoice No.: 2696847  
File No. : 115318.010500  
Bill Date : June 7, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through May 31, 2010:

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Invoice No.: 2696847  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 18

Description of Professional Services Rendered

05/26/10	Nicoleta Burlacu	Review draft letter to M. Rothman on the 85 subpoenas and email correspondence with counsel on same; review the decision in Azoogole on sanctions and attorneys fees for abuse of process; review appellate court's decision in Azoogole; email correspondence with counsel on same	1.00	290.00
05/26/10	Kenneth A. Horky	work on response to opposing counsel confer with cocounsel; teleconference with Dale Baker; review draft correspondence to attorney Rothman; instructions re: same; analysis, comments and communications re: potential direct claim for abuse of process for BSI's misuse of subpoena power; work on obtaining information following discussion: further communications with McManus; review new research circulated by Nicoleta Burlacu	4.00	1840.00
05/26/10	John L. McManus	Work on review of Mike Rothman's May 21, 2010 letter with enclosures; work on e-mails with co-counsel re: same; work on preparation of 11-page response re: same, including discovery and uncovering of evidence of fraud upon the Court and production of bogus subpoenas; circulate proposed letter to the team with the suggestion to convert it into a reply brief; receive and review of multiple comments re: same	5.90	2655.00
05/27/10	Justin Angelo	Review of proposed letter to BSI detailing fraud on the court in prep for research on abuse of process; began research into abuse of process claim against BSI.	0.70	231.00
05/27/10	Kenneth A. Horky	Review communications on Netflix subpoena; confer with John McManus on direct claim issues	0.30	138.00

Invoice No.: 2696847  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 19

Description of Professional Services Rendered

05/27/10	John L. McManus	work on email to associate re: research project on abuse of process and defamation; work on locating and circulating e- mail of a third party who was served with the subpoena that is the subject of the fraud on the court claim	0.20	90.00
05/28/10	Justin Angelo	Completed research under Maryland law re: abuse of process; research all jurisdictions for precedent on abuse of process in context of subpoenas with misrepresentations; drafted summary of research findings for John McManus.	4.80	1584.00

Invoice No.: 2696847

Page 20

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

05/31/10	Kenneth A. Horky	0.90	414.00
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review abuse of process research,  
and communications re: same

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Invoice No.: 2723161  
File No. : 115318.010500  
Bill Date : July 12, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through June 30, 2010:

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Invoice No.: 2723161  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 1

Description of Professional Services Rendered:

<u>DATE</u>	<u>TIMEKEEPER</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>AMOUNT</u>
06/01/10	Kenneth A. Horky	communications with client re: discovery issues; further communications with client re: strategy decisions;	5.60	2576.00
		teleconference with Jeff Richard; compare original categories (from responses) to subpoenas subsequently provided; analysis of potential causes of action, grounds for sanctions; confer with cocounsel		
06/01/10	John L. McManus	long discussion with John McManus re: series of motions to prepare and file based on discovery of original and phony subpoenas and surrounding circumstances	2.00	900.00
		work on e- mails to co-counsel re: research; work on e-mails to associate re: new research projects.		

Invoice No.: 2723161  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 2

Description of Professional Services Rendered

06/02/10	Kenneth A. Horky		2.30	1058.00
		review crime/fraud exception research review further crime/fraud exception caselaw		
06/02/10	John L. McManus		1.00	450.00
		Draft motion for sanctions for violation of court order.		
06/02/10	Sanford M. Saunders, Jr.	Emails with BSI counsel re: discovery issues: emails with K. Horky and J. McManus re: same.	0.80	500.00

Invoice No.: 2723161  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 3

Description of Professional Services Rendered

06/03/10	Justin Angelo		0.80	264.00
		began research re: fraud on the court for certain discovery misrepresentations		
06/03/10	Barry A. Dotson		1.00	205.00
		continue researching plaintiff's third party productions.		
06/03/10	Kenneth A. Horky		1.20	552.00
		work on analysis of abuse of process claim and damages issues;		
		various communications		
06/04/10	Justin Angelo	Completed research re: fraud on the court issues and drafted outline summarizing research; research defamation choice of law issue; drafted outline summarizing findings; research scope of litigation privilege as bar to defamation suits under Maryland law; drafted outline summarizing findings	5.80	1914.00
06/04/10	Kenneth A. Horky		5.60	2576.00
		communications with working group and client re: case developments; several teleconferences with Dale Baker; teleconference with Mark Schnapp; forward materials to Schnapp; subsequent communications, series of updates to client on case events, related communications; review fraud on court research; further communications; analysis of crime/fraud exception to attorney client privilege; extended teleconference with Dale Baker and Niuniu Ji; teleconference with Sandy Saunders; work on development of potential damages claim		

Invoice No.: 2723161  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 4

Description of Professional Services Rendered

06/06/10	Justin Angelo	Research whether fees are part of damages for abuse of process under Maryland law	1.30	429.00
06/07/10	Justin Angelo	Completed research re: abuse of process damages issue; research re: cases where courts found abuse of process based on attempts to coerce settlement	2.20	726.00

Invoice No.: 2723161

Page 8

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

06/11/10	Barry A. Dotson	<p>Work with memo in support of striking pleadings to identify and collect exhibits</p> <p style="text-align: right;">review</p> <p>pleadings and prepare list of plaintiff's 3rd party subpoenas issued for further analysis by attorneys</p>	1.50	307.50
06/11/10	Kenneth A. Horky	<p style="text-align: right;">followup with Mark Schnapp on crime/fraud exception issues;</p> <p style="text-align: right;">initial review of draft,</p> <p>and work on memorandum of law in support of motion to strike pleadings for fraud on court</p>	3.30	1518.00

Invoice No.: 2723161

Page 9

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

06/11/10	John L. McManus	begin research on motion to strike.	4.00	1800.00
06/14/10	Justin Angelo	Research re: sanctions for repeated service of oppressive subpoenas; research re: quashing subpoena where document requests are facially objectionable	4.2	1386.00

Invoice No.: 2723161

Page 10

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

06/14/10	Barry A. Dotson	receive and process plaintiff's transmittal of additional third party subpoenas for uploading to FileSite and eRoom; prepare Request for Copies relating to third party subpoenas issued to date by plaintiff	1.00	205.00
06/14/10	Kenneth A. Horky	review further abuse of process caselaw; followup re: same; teleconference with Dale Baker	3.60	1656.00
06/14/10	John L. McManus	work on further issues concerning motion to strike pleadings; work on potential damages issues; teleconference with Bruce March; review email from Homer Appleby Telephone call re: status; work on motion to strike pleadings for fraud on the court.	3.50	1575.00
06/15/10	Justin Angelo	Research re: cases where courts struck pleadings for fraud on the court based on fraud in motion or subpoena	1.30	429.00



Invoice No.: 2723161

Page 11

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

06/15/10	Kenneth A. Horky	Analysis of abuse of process research; work on development of arguments re: BSI's actions amounting to a seizure of property, thereby satisfying damages element of claim; teleconference with cocounsel;	4.20	1932.00
		continue working on motion to strike pleadings		
		continue working on strike pleadings/fraud on court motion		
06/15/10	John L. McManus	Work on Memorandum of Law in support of Motion to dismiss for fraud on the Court	4.00	1800.00
06/16/10	Justin Angelo	Completed research re: fraudulent statements as basis for striking pleadings; drafted insert for memorandum on fraud on the court	3.70	1221.00

Invoice No.: 2723161  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 12

Description of Professional Services Rendered

06/16/10	Barry A. Dotson	receive and process Newsservers response to subpoena and Request for Copies directed to plaintiff.	0.40	82.00
06/16/10	Kenneth A. Horky	work on motion to strike pleadings for fraud on court; teleconference with Dale Baker; followup re: crime/fraud exception to attorney client privilege analysis; review notice of issuance of subpoenas to nonparties; review Newsservers subpoena response; review request for copies; confer with John McManus	2.60	1196.00
06/16/10	John L. McManus	Continued work on motion to strike pleadings for fraud on the court.	5.30	2385.00
06/17/10	Justin Angelo	Research under Maryland law cases where court held procuring confidential or proprietary information constitutes seizure of property for abuse of process claim	1.70	561.00
06/17/10	Nicoleta Burlacu	Revise and edit Motion to dismiss for fraud on Court; conference call with counsel for Kraft re two Kraft subpoenas sent by BSI and obtaining copies of same.	3.50	1015.00

Invoice No.: 2723161

Page 13

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

06/17/10	Kenneth A. Horky	review revised version of motion to dismiss for fraud on the court; communications with Dale Baker re: same;	1.20	552.00
		lengthy conference call with working ground on motion to dismiss for fraud on court; followup communications with cocounsel		
06/17/10	John L. McManus	Work on motion to strike pleadings for fraud on the court	6.00	2700.00
06/17/10	Sanford M. Saunders, Jr.	review and revise fraud on the court motion and de- designation motion; email K. Horky, J. McManus and N. Burlacu re: same: emails with BSI counsel re: discovery issues.	3.00	1875.00
06/18/10	Justin Angelo	Completed abuse of process research re: whether procuring confidential information constitutes "seizure of property"	0.40	132.00
06/18/10	Nicoleta Burlacu	Review and edit motion to dismiss the case pending in the U.S. District Court for the District of Maryland based on fraud on the Court	4.00	1160.00
		multiple calls with counsel for Kraft (D. Graham) re subpoenas issued to Kraft by BSI.		
06/18/10	Barry A. Dotson	Receive and work with communications regarding discovery issues;	4.00	820.00
		work with exhibits to motion to dismiss in preparation for filing.		

Invoice No.: 2723161  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 14

Description of Professional Services Rendered

06/18/10	Kenneth A. Horky	<p>review new subpoenas received from third parties; teleconference with Dale Baker and John McManus;</p> <p>confer with Mark Schnapp re: potential crimes for crime/fraud exception argument; continue working on revising motion to dismiss for fraud on court; review memo on extortion and extortion-related crimes; work on editing and revising motion to dismiss for fraud on court; work on exhibits to motion;</p> <p>all hands conference call re: responses to various discovery requests, position to take on extension requests, numerous discovery strategy issues and content of motion to dismiss for fraud on court</p>	4.60	2116.00
06/18/10	John L. McManus	Work on exhibits; work on call with Dale Baker; work on memorandum of law in support of motion to strike pleadings for fraud on the court.	2.50	1125.00
06/18/10	Sanford M. Saunders, Jr.	Conference call with K. Horky and J. McManus re: draft motions and discovery issues; consult with N. Burlacu re: same; revise de-designation motion and fraud on the court motion; email BSI counsel re: discovery issues.	2.90	1812.50
06/20/10	John L. McManus	Work on edits on Motion to Dismiss for Fraud on the Court.	0.70	315.00
06/21/10	Nicoleta Burlacu	Review the video inspection of R street residency for the "Fujitsu" printer per counsel in support on Motion for Fraud on Court; review motion for fraud on court	2.00	580.00

Invoice No.: 2723161

Page 15

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

06/22/10	Barry A. Dotson	Receive and work with third party documents produced by DNSmadeeasy as produced by plaintiff per 3rd party subpoena.	0.40	82.00
06/22/10	Sanford M. Saunders, Jr.	Review and revise motion to decertify and motion for fraud on the court; consult with K. Horky and J. McManus re: same; consult with N. Burlacu re: same	2.90	1812.50
06/23/10	Kenneth A. Horky	Teleconference with John McManus; various communications re: motion for sanctions, motion to dismiss and exhibits, and pending discovery issues	0.80	368.00

Invoice No.: 2723161

Page 16

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

06/23/10	John L. McManus	Work on finalizing motion to dismiss for fraud on the court.	0.60	270.00
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06/24/10	Barry A. Dotson	Work with exhibits to motion to dismiss for fraud on the court in preparation for filing.	2.10	430.50
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Invoice No.: 2723161

Page 17

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

06/28/10	Kenneth A. Horky	Followup on declaration in support of motion to dismiss for fraud on court; communications re: same and work on preparation of discovery for BSI internal communications on preparation of subpoenas; numerous communications with cocounsel re: aspects of same	0.50	230.00
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06/29/10	Nicoleta Burlacu		0.50	145.00
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email  
correspondence with counsel on Motion to Dismiss  
for Fraud on Court

Invoice No.: 2723161  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 18

Description of Professional Services Rendered

06/29/10	Kenneth A. Horky	Work on finalizing discovery responses, review Jeff Richard's comments re: same and communications with cocounsel re: which to incorporate into final version; review final version of all responses; review latest version of response to sanctions motion	1.10	506.00
06/29/10	Sanford M. Saunders, Jr.	consult with N. Burlacu re: same and fraud on court filing	1.30	812.50
06/30/10	Kenneth A. Horky	Review correspondence to opposing counsel; communications with Nicoleta Burlacu re: finalizing Saunders declaration for motion to dismiss for fraud on court	0.10	46.00

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Invoice No.: 2743610  
File No. : 115318.010500  
Bill Date : August 10, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through July 31, 2010:

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Invoice No.: 2743610

Page 1

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered:

<u>DATE</u>	<u>TIMEKEEPER</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>AMOUNT</u>
07/01/10	Nicoleta Burlacu		3.70	1073.00
		draft Saunders declaration in support of Motion to Dismiss for Fraud on Court; confer with S. Saunders on same		
07/01/10	Barry A. Dotson	Continue to assist with collection of facts for citations in draft motions	0.80	164.00
07/01/10	Sanford M. Saunders, Jr.	emails with K. Horky and J. McManus re: motion to dismiss for fraud on the court and research BSI "threats" during settlement discussions; consult with N. Burlacu re: same	1.70	1062.50
07/02/10	Nicoleta Burlacu	Revise and edit Saunders Declaration in support of Motion to Dismiss for Fraud on Court; email correspondence with counsel on same; revise and edit the Memorandum in Support of Motion; draft Motion to Dismiss per counsel	3.00	870.00
07/02/10	Kenneth A. Horky	Continue working on memorandum of law in support of motion to dismiss for fraud on court; Saunders declaration; various and multiple communications re: same and ancillary filings	0.80	368.00
07/02/10	Sanford M. Saunders, Jr.	Revise SMS declaration and consult N. Burlacu re revised motion to dismiss for fraud on the court	1.50	937.50

Invoice No.: 2743610

Page 2

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/03/10	Kenneth A. Horky	Review draft motion to dismiss for fraud on court; respond with comments; multiple further communications re: presumptive deadline for filing motion and related matters	0.40	184.00
07/06/10	Nicoleta Burlacu	Finalize and edit the Motion to Dismiss for Fraud on Court and Memorandum in Support, and Saunders Declaration; email communication with counsel on same	2.80	812.00
07/06/10	Barry A. Dotson	Research files for draft motion to dismiss for fraud on the court.	2.50	512.50
07/06/10	Kenneth A. Horky	review edits to motion to dismiss for fraud on court; work on/communications re: final arrangements for filing, form of exhibits, content of declaration and related matters for finalizing filing of motion to dismiss for fraud on court and memorandum of law in support of same; review final version with exhibits; work on issues re: which items should be filed under seal; communications re: same; circulate as-filed version to clients; subsequent communications with clients re: same	2.20	1012.00
07/06/10	Sanford M. Saunders, Jr.	Revise SMS declaration and edit motion to dismiss; consult with N. Burlacu re: same; email with K. Horky re: same;	2.40	1500.00

Invoice No.: 2743610  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 3

Description of Professional Services Rendered

07/07/10	Nicoleta Burlacu	Draft fifth document request to BSI to seek copies of document related to bogus subpoenas; email correspondence with counsel on same; conference call with A. Rothman, counsel for Connexus on Motion to Intervene to gain full access to WAUSA's Summary Judgment materials and Verierable email to Steptoe requesting confirmation that they provided copies of all subpoenas (as a result of WAUSA's filing Motion to Dismiss for Fraud on Court); email correspondence to client and counsel on same	1.90	551.00
07/07/10	Kenneth A. Horky		0.40	184.00
		work on discovery re: issues raised in motion to dismiss for fraud on court		
07/07/10	Sanford M. Saunders, Jr.	Review and edit Opposition to Motion to Dismiss; review and consult with N Burlacu re draft document requests re fraud on the court.	3.20	2000.00

Invoice No.: 2743610

Page 4

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/09/10	Kenneth A. Horky	begin working on 5th request for production on fraud on court issues	1.30	598.00
07/09/10	Jozef S. Przygodzki	Prepare Exhibits for Motion to Dismiss. Prepare redacted versions of Motion to Dismiss. File and serve Motion to Dismiss. Draft letter to clerk of the court regarding courtesy copy required by rule. Prepare clerk's copies.	1.60	352.00
07/12/10	Nicoleta Burlacu	Draft the list of upcoming deadlines and briefs to be drafted in preparation for the internal phone call with S. Saunders, K. Horky and J. McManus; calendar same; participate at the internal conference call with counsel on the next steps and the Fifth Request for Production of Documents to BSI; start research on potential crimes; review research on abuse of process	6.00	1740.00

Invoice No.: 2743610

Page 5

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/12/10	Kenneth A. Horky		3.70	1702.00
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lengthy strategy  
call with cocounsel re: next steps on prosecuting  
fraud on court motion; subsequent conference with  
John McManus on implementation of various  
initiatives; extensive work drafting 5th request for  
production of documents on circumstances, persons  
involved in commission of fraud on court

07/12/10	Sanford M. Saunders, Jr.	Conference call with K. Horky, J. McManus and N. Burlacu re: strategy and substantive issues related to outstanding motions and discovery issues	1.90	1187.50
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07/13/10	Nicoleta Burlacu	consult with N. Burlacu re: document requests re: fraud on the court. Revise and edit the Fifth Request for Document Request to BSI; confer with S. Saunders on same; conference call with K. Horky, J. McManus and S. Saunders on same; serve same on S. Ring and M. Rothman; review research on expedited discovery; start working on motion for same	5.00	1450.00
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Invoice No.: 2743610  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 6

Description of Professional Services Rendered

07/13/10	Kenneth A. Horky	review edits to draft 5th request for production; confer with John McManus re: expanding scope of computer materials requested; review further revised version and edit same;  work on revised version of 5th request for production of documents; review memo on research issues; conference call with cocounsel re: 5th request revisions and related strategy; work on further editing same, finalize and serve 5th request for production; outline next steps with cocounsel to bring relevant issues before court on expedited basis, schedule appointment with associate to discuss research issues for hearing to be requested before magistrate; circulate 5th request for production to clients, and communications re: same and related matters	5.10	2346.00
07/13/10	John L. McManus	Work on edits and markup to the fifth request for production of documents; work on reply to cross-motion; work on issues relating to motion to dismiss and expedited discovery issues.	1.00	450.00
07/13/10	Sanford M. Saunders, Jr.	Review and revise 5th set of document requests; consult with N Burlacu re same; conference call and emails with K Horky, J McManus and N Burlacu re same and strategy.	3.20	2000.00
07/14/10	Justin Angelo	Research issue re: scope of attorney-client and work product privilege concerning communications between attorneys in different actions	3.90	1287.00
07/14/10	Nicoleta Burlacu	Research, draft and review Motion to Limited Expedited Discovery and Memorandum in Support of same; confer with S. Saunders and counsel on same; revise and edit same per J. McManus and K. Horky;	8.00	2320.00
07/14/10	Patricia M. Casey	review and comment the letter to the Magistrate Judge on Motion for Expedited Discovery and the draft plan of issues to be discussed with S. Ring in anticipation of filing the letter with the Court.	8.40	1932.00
07/14/10	Barry A. Dotson	Research re: the Hobbs Act Supplement eRoom with WAUSA Fifth Request for Documents; review communications regarding opposing counsel; prepare notice and subpoena for deposition of opposing counsel.	1.20	246.00

Invoice No.: 2743610

Page 7

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/14/10	Kenneth A. Horky	Review confidentiality order and analysis of its provisions; prepare for meeting on crime/fraud research issues; work on issues for timing of deposition notice to Rothman; work on Rule 11 analysis issues; meeting with John McManus and Patricia Casey re: crime/fraud exception research issues;	7.50	3450.00
		review and edit letter to Magistrate Judge Day requesting hearing; review and edit evidence preservation demand; teleconference with Nicoleta Burlacu; confer with John McManus; teleconference with John McManus and Dale Baker; teleconference with Sandy Saunders and John McManus; work on motion for limited expedited discovery; work on short form motion for expedited discovery; work on memorandum of law in support of motion to expedite discovery; various comments and communications re: same		
07/14/10	John L. McManus	Work on edits to Motion for Limited Expedited Discovery; work on edits to Memorandum of Law in Support of Motion for Limited Expedited Discovery; Meeting with associate and co-counsel re: research on crime-fraud exception.	1.50	675.00
07/14/10	Jozef S. Przygodzki	Legal research regarding fraud on the court and expedited discovery.	0.90	198.00
07/14/10	Sanford M. Saunders, Jr.	Review and finalize motion for expedited discovery; email and telephone conference with K. Horky and J. McManus re: same; consult with N. Burlacu re: same.	2.80	1750.00
07/15/10	Justin Angelo	Completed research re: whether communications from BSI's attorneys in two lawsuits are subject to work product and attorney-client privilege, and drafted outline summarizing findings.	2.50	825.00



Invoice No.: 2743610

Page 8

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/15/10	Nicoleta Burlacu	Edit the memorandum in support of Motion for Limited Expedited Discovery per comments from K. Horky; draft proposed order granting Motion for Expedited discovery and the Local Rule 104(7) certificate in support of same; review production of documents by BSI allegedly responsive to Request 10 (FBI and Federal investigations of WAUSA) and email counsel results of same; confer with S. Saunders, J. McManus and K. Horky on the conference call with S. Ring and the filing of Motion for Expedited Discovery;	7.50	2175.00
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		continue reviewing elements of potential crimes.		
07/15/10	Patricia M. Casey	Research re: Mail & Wire Fraud; compile and summarize research	7.60	1748.00

07/15/10	Kenneth A. Horky		1.30	598.00
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work on order on  
motion for expedited discovery; teleconference  
with all members of working group re: discussion  
with opposing counsel and strategy concerning  
motion for expedited discovery and related matters

Invoice No.: 2743610

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Page 9

Description of Professional Services Rendered

07/15/10	John L. McManus		2.00	900.00
		work on multiple phone calls with co-counsel and emails re: filing of Motion for Expedited Discovery.		
07/15/10	Sanford M. Saunders, Jr.	Finalize Motion for expedited discovery; emails with BSI counsel re: same and discovery issues (BSI request to redact Rothman "big check" comment); telephone conference and email K. Horky and J. McManus re: same; consult with N. Burlacu re: letter to Magistrate Day re: hearing on request for expedited discovery.	3.90	2437.50
07/16/10	Justin Angelo	Research choice of law issue for abuse of process claims	2.70	891.00
07/16/10	Nicoleta Burlacu	Revise and Motion for Expedited Discovery, memorandum in support and proposed order; confer with counsel on same; edit the Letter to Magistrate Judge Day requesting a hearing; coordinate filing of Motion and Letter with the Court;	6.40	1856
		review the preservation letter to Ring and Rothman; continue research the elements of the mail/wire fraud and false statements; draft memorandum to counsel on same.		
07/16/10	Patricia M. Casey	Research re: the Hobbs Act and Wire fraud; summarize and compile research; meeting to discuss research	3.50	805.00
07/16/10	Kenneth A. Horky	Review Ring correspondence; work on upcoming filings; work on finalizing evidence preservation letters; work on finalizing and preparing for filing package for Magistrate Judge Day on request for expedited discovery; several teleconferences during day; numerous email communications; lengthy discussion re: results of research on crime fraud exception to attorney client privilege; review filings; circulate to client	3.70	1702.00
07/16/10	John L. McManus	Continued work on issues relating to motion for expedited relief and opposition and request for production of documents.	5.90	2655.00
07/16/10	Sanford M. Saunders, Jr.	Finalize request for expedited consideration; multiple telephone conferences and emails re: fraud on the court and discovery issues.	2.00	1250.00

Invoice No.: 2743610

Page 10

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/19/10	Nicoleta Burlacu	6.00	1740.00
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finish drafting  
memorandum on element of false statement and  
mail/wire fraud crimes; conference call with Judge  
Day's clerk re letter requesting a hearing on Motion  
for Expedited Discovery; email counsel on same.

07/19/10	Kenneth A. Horky	0.40	184.00
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work on strategy issues re:  
recent filings and related; followup  
communications; work on fraud on court issues

07/19/10	Sanford M. Saunders, Jr.	0.80	500.00
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email with N. Burlacu re: elements to  
criminal matters.

Invoice No.: 2743610

Page 11

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/20/10	Patricia M. Casey	Research re: the mail and wire fraud statutes interrelation and defense to both	2.30	529.00
07/20/10	John L. McManus	Work on issues relating to request for expedited hearing; work on issues relating to motion to dismiss for fraud on the court; discussion re: same.	2.70	1215.00

Invoice No.: 2743610

Page 12

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/21/10	Nicoleta Burlacu		2.00	580.00
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review BSI's response to Motion for Expedited Discovery; review the language cited therein from the alleged subpoenas and the subpoenas served on third parties

07/21/10	Patricia M. Casey	Communication re: results of research into mail fraud	0.10	23.00
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07/21/10	Barry A. Dotson	Research and obtain court docket and indictment and sentencing memorandum from Michigan case against Ralsky; pull court filings relating to urgent telephonic hearing on collateral issue	1.50	307.50
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07/21/10	Kenneth A. Horky	Review response to request for hearing; draft reply to same and communications with cocounsel re: content of reply; email to Dale Baker on critical case issues; further work on content of reply; review underlying documents; compare to question as cited in memo in opposition cited by BSI; review Ralsky indictment; confer with ocounsel; further followup on evidence preservation issues; communications with Dale Baker; teleconference with Dale Baker and John McManus;	5.70	2622.00
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		other communications with cocounsel re: case issues		
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07/21/10	John L. McManus	Receive and review of filing re: request for expedited discovery; draft response re: same; conferences with co-counsel re: same.	4.10	1845.00
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07/21/10	Sanford M. Saunders, Jr.	Review BSI Opposition to request for expedited discovery; review and edit draft response; telephone conference with K. Horky re: same; consult with N. Burlacu re: same; emails with K. Horky re: Ralsky emails and materials produced by BSI	2.00	1250.00
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Invoice No.: 2743610

Page 13

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/22/10	Nicoleta Burlacu		3.50	1015.00
		revise and edit the letter to Magistrate Judge in response to BSI's opposition to expedited discovery		
07/22/10	Patricia M. Casey	Research re: the crime-fraud exception in Maryland; summarize and compile research; internal communication re: crime-fraud research	3.30	759.00
07/22/10	Barry A. Dotson	Research language in plaintiff's third party subpoenas to confirm conclusions in letter to magistrate.	1.40	287.00
07/22/10	Kenneth A. Horky	All day activities involving recent and upcoming filings, including: review Sandy Saunders' comments to letter to Magistrate Judge Day; further revise and edit letter; followup communications;	3.40	1564.00
		communications with Hugh Hackney re: criminal law issue;		
		work on correspondence to court		
07/22/10	John L. McManus	Continued drafting and work on response re: motion for expedited discovery on Fifth Request for Production of Documents.	1.30	585.00

Invoice No.: 2743610

Page 14

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/22/10	Sanford M. Saunders, Jr.	consult with K. Horky and J. McManus re: Letter Reply re Expedited discovery	1.50	937.50
07/23/10	Nicoleta Burlacu	Revise and edit the emergency opposition to the extension of time motion filed by BSI to respond to Motion for Fraud on Court; draft email responses to BSI counsel;  review the research results on elements of crimes.	3.90	1131.00
07/23/10	Kenneth A. Horky	Review various filings; work on opposition to motion for extension and work on draft order; teleconference with Homer Appleby and Rob Erie; work on finalizing opposition;  continue working on crime/fraud analysis issues; confer with cocounsel; teleconference with Dale Baker; call to Hugh Hackney and subsequent discussion re: mail fraud/wire fraud issues; review materials; circulate pertinent marterials to cocounsel, client; followup communications	7.10	3266.00
07/23/10	John L. McManus	Telephone conference call with Hugh Hackney re: results of similar action relative to conduct in Motion to dismiss for fraud on the Court; download the decision, Appellate Briefs, and related articles; extensive discussion re: same.	1.00	450.00
07/25/10	Kenneth A. Horky	Analysis of Hobbs Act and extortion research	3.60	1656.00

Invoice No.: 2743610

Page 15

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/27/10 Nicoleta Burlacu

0.90 261.00

email correspondence on BSI discovery issues and  
filing deadlines.



Invoice No.: 2743610

Page 16

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

07/27/10	Kenneth A. Horky	2.90	1334.00
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extensive analysis of criminal caselaw, Holmes case, underlying government appellate brief; annotation exploring types of crimes implicated in preparation and submission of phony documents, and research memo on false statements claims, all to determine best crime/fraud exception arguments for attorney client privilege claims likely to be raised by BSI

07/28/10	Justin Angelo	Research re: tortious interference choice of law issue	2.10	693.00
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07/28/10	Nicoleta Burlacu		2.90	841.00
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confer with J. McManus and K. Horky on conference call hearing with Judge Day on expedited discovery; conference call with the clerk of the Court and S. Saunders on same;

review research result in crime-fraud exception in preparation for the hearing on Expedited Discovery.

Invoice No.: 2743610

Re: adv. Beyond Systems, Inc.

Page 17

Matter No.: 115318.010500

Description of Professional Services Rendered

07/28/10	Patricia M. Casey	Research re: the "honest services" provision of 18 USC 1346 and its application to the mail & wire fraud statute, specifically after the recent Supreme Court decisions Internal communication re: mail/wire fraud, obstruction of justice and agency	2.50	575.00
07/28/10	Barry A. Dotson	Research re: obstruction of justice Research whether plaintiff filed bogus 3rd party subpoenas with court	1.00	205.00
07/28/10	Kenneth A. Horky		6.30	2898.00
		series of conferences and teleconferences with cocounsel re: calling court re: pending emergency motion,		
		continued review and analysis of criminal caselaw on crime/fraud exception; work on research issues preparatory to requested magistrate hearings; formulate additional research items for possible direct claims; several teleconferences with cocounsel; communications with client; review research results on honest services issues; numerous communications with client		
07/29/10	Justin Angelo	Research re: tortious interference choice of law issue	2.50	825.00
07/29/10	Nicoleta Burlacu		1.60	464.00
07/29/10	Patricia M. Casey	review the research results on the crime-fraud exception research. Research re: obstruction of justice	3.30	759.00

Invoice No.: 2743610  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 18

Description of Professional Services Rendered

07/29/10	Kenneth A. Horky	review and analysis of results of research on ability to bring direct claim for defamation; review research on direct claim for abuse of process; analysis of legal research on standard for allowing in camera review of attorney/client privileged communications under crime/fraud exception to privilege; develop argument for use at hearing on same; confer with Bruce March; confer with/explain to cocounsel key argument from results of legal research and how to use caselaw to argue privilege log, crime/fraud exception at discovery hearing requested from magistrate; followup communications with working group; review memorandum on content, arguments to make in upcoming filings, and related communications	4.70	2162.00
07/30/10	Justin Angelo	Began research re: absolute privilege defense for tortious interference claims	0.50	165.00
07/30/10	Nicoleta Burlacu		3.80	1102.00

review BSI's opposition to  
 Motion to Dismiss for Fraud on Court and email  
 counsel comments on same;

Invoice No.: 2743610  
Re: adv. Beyond Systems, Inc.  
Matter No.: 115318.010500

Page 19

Description of Professional Services Rendered

07/30/10 Kenneth A. Horky 2.20 1012.00

review memo on  
defamation/tortious interference issues; followup  
questions to Justin Angelo;

deal  
with issues re: afternoon magistrate hearing on  
motion to expedite discovery; pull materials for use  
at hearing and otherwise work on preparations;  
communications with client; review chronology;  
identify key docs to read to Judge at hearing

07/30/10 Kenneth A. Horky after-hours communications with John McManus 0.20 92.00  
re: nuances of day's hearing and steps going  
forward; communications with Nicoleta Burlacu re:  
exhibits attached to BSI's opposition

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Invoice No.: 2761021  
File No. : 115318.010500  
Bill Date : September 8, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through August 31, 2010:

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Invoice No.: 2761021

Page 1

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered:

<u>DATE</u>	<u>TIMEKEEPER</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>AMOUNT</u>
08/01/10	Nicoleta Burlacu	Review the opposition to motion to dismiss for fraud on Court; email counsel exhibit 16 cited by BSI's internal communication; email correspondence with counsel on same	1.00	290.00
08/02/10	Justin Angelo	Began research into California, Delaware, Maryland law re: applicability of litigation privilege to tortious interference claims.	1.20	396.00
08/02/10	Nicoleta Burlacu	Review BSI's opposition to motion for expedited discovery and to dismiss for fraud on Court; confer with J. Richard on same; confer with K. Horky and J. McManus on same	1.20	348.00
08/02/10	Patricia M. Casey	Research re: obstruction of justice, submission of false documents in the mail/wire fraud context and the creation of false court documents.	3.00	690.00
08/02/10	Kenneth A. Horky	Review correspondence from opposing counsel; memorandum in opposition to motion to dismiss for fraud on court; review exhibits to same; further communications re: exhibits;	3.10	1426.00
08/03/10	Justin Angelo	numerous communications with ccounsel and clients Continue research under Maryland, California and Delaware law re scope of litigation privilege and potential exceptions for bringing tortious interference claim.	1.80	594.00

Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 2

Description of Professional Services Rendered

08/03/10	Nicoleta Burlacu	review and edit the preservation letters to be sent to BSI and its counsel re Fifth Request for Production of documents	0.90	261.00
08/03/10	Patricia M. Casey	Research re: false statement/misrepresentation that obstruct justice. Compile and Summarize obstruction of justice, submission of a false document and false statement/misrepresentation research.	3.20	736.00
08/03/10	Kenneth A. Horky	Review background information on Amanda Ornitz; review interim motion to seal exhibits to opposition to motion to dismiss for fraud on court; review response in opposition to motion to strike and attachments; review second supplement to reply memorandum; review supplement of cases not generally available per local rule 105.5; review consent motion for extension of time; calendar applicable dates; review supplemental submission of exhibits to reply memo, and numerous exhibits appended thereto including various declarations; continue studying Rothman's filings and supporting affidavits; confer with cocounsel re: sending out evidence preservation letters, preparing deposition notices for Rothman and Ornitz and related matters; lengthy teleconference with Dale Baker and Niuniu Ji re: need to issue subpoenas to each company subpoenaed by BSI to get complete copies of all materials Rothman claims not to have; subsequent calls and emails to cocounsel instructing them to prepare the subpoenas	7.10	3266.00
08/03/10	John L. McManus	Final review of subpoenas and notices of taking depositions; work on circulating drafted subpoenas and notices of deposition for deponents; office conference with co-counsel on the ordering of the depositions	1.00	450.00
08/04/10	Justin Angelo	Completed research under Maryland, Delaware and California law re: exceptions to absolute privilege, and drafted outline summarizing research findings	2.00	660.00

Invoice No.: 2761021

Page 3

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/04/10	Nicoleta Burlacu		1.50	435.00
		conference call with K. Horky, J. McManus and S. Saunders on BSI discovery issues and due briefs; review and comment on notices of deposition and transmittal email to M. Rothman and S. Ring		
08/04/10	Patricia M. Casey	Communication re: obstruction of justice, mail/wire fraud and submissions of false document research	0.20	46.00
08/04/10	Barry A. Dotson	Research home addresses for opposing counsel, Rothman, his wife Amy, and his assistant, Amanda L. Ornitz.	0.70	143.50
08/04/10	Kenneth A. Horky		1.80	828.00
		review deposition notices; conference call with cocounsel re: various strategy and timing issues; work on subpoenas, notices of deposition and correspondence; review research results on crime/fraud issues; followup communications re: pending discovery		



Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 4

Description of Professional Services Rendered

08/04/10	John L. McManus	3.00	1350.00
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Work on conference call with  
co-counsel on three pending issues;

work on  
subpoenas to opposing counsel and his assistant;  
instructions to paralegal re: addresses for  
subpoenas; review documents re: same; circulate  
documents re: addresses for deponents; receive and  
review of follow-up e-mail re: same; instructions to  
paralegal re: same; receive and review of response,  
and circulate same; circulate subpoenas and notices  
of taking depositions;

work on  
telephone call with Dr. Neal Krawetz re: issues in  
the Affidavits in opposition to fraud on the court  
motion; telephone call with client re: pending  
matters; work on e-mails to Dr. Neal Krawetz to  
get his opinion on Adobe issues; work on e-mail to  
paralegal re: formatting subpoenas to customers  
subpoenaed by BSI; receive and review of e-mail  
transmitting notices of taking deposition and  
content thereof; work on markup and circulation of  
same of Opposition to Motion to Seal; work on  
further e-mails to expert

08/05/10	Nicoleta Burlacu	1.70	493.00
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review notice of  
deposition per M. Rothman's request to take out the  
home address; email correspondence with counsel  
on same; edit preservation letter to include Ms.  
Ornitz' computer

08/05/10	Barry A. Dotson	0.2	41.00
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research files for preservation letter to  
plaintiff.

Invoice No.: 2761021

Page 5

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/05/10	Kenneth A. Horky	Continue exploring possible direct claims; review followup answers to further research questions; email to associate re: further issue to address;	3.60	1656.00
		work on other subpoena-related issues;		
		work on deposition preparation issues and on pending filings; confer with cocounsel;		
		conference call with Neal Krawetz and John McManus;		
		review revised evidence preservation letter		
08/06/10	Nicoleta Burlacu		2.30	667.00
		finalize and serve preservation letters on BSI and its counsel;		
		review additional set of third party subpoenas served by M. Rothman		
08/06/10	Barry A. Dotson	Research discovery and prepare reference list of 23 subpoenas referenced by opposing counsel; research corporate/service addresses for subpoenas; begin preparing 23 draft subpoenas to client customers (which were subpoenaed by BSI) in anticipation of deposing opposing counsel.	5.00	1025.00

Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 6

Description of Professional Services Rendered

08/06/10	Kenneth A. Horky		0.70	322.00
		status memo to client on recent filings and developments;		
		continue working on direct claim analysis		
08/06/10	John L. McManus	Brief review of two letters on discovery; brief review of revised preservation letter.	0.10	45.00
08/09/10	Nicoleta Burlacu	Review revised notices of subpoenas and subpoenas served by M. Rothman; email correspondence with counsel on same; review the cases on independent causes of actions against BSI for violating violation of the Computer Fraud and Abuse Act, 18 USC sec. 1030(a)(2)(c)(g)	1.40	406.00
08/09/10	Barry A. Dotson	begin review of two versions of notice of production from opposing counsel and 15 third party subpoenas.	0.60	123.00
08/09/10	Kenneth A. Horky	Review and calendar new deadlines; communications with client; review research outline; confer with Bruce March; planning with cocounsel on strategy issues re: fee application and matters related to motion to strike pleadings for fraud on the court;	1.70	782.00

Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 7

Description of Professional Services Rendered

08/09/10	John L. McManus	Conference meeting with co-counsel re: strategy on depositions, subpoenas, etc.; work on correspondence via e-mail re: depositions; editing of subpoenas to non-parties who were the subject of the fraud on the Court; work on review and analysis of Response to Motion to Strike; work on review of attachments; work on review of attachments to Reply Memorandum; e-mail from client re: new subpoena; e-mail re: reply brief on motion to strike; work on new Subpoenas to parties affected by Motion to Dismiss for Fraud on the Court.	4.00	1800.00
08/09/10	Jozef S. Przygodzki	Legal research regarding Computer Fraud and Abuse Act claim.	0.60	132.00
08/10/10	Justin Angelo	Review Plaintiff's Response and Memorandum of Law In Opposition to WAUSA's Motion to Dismiss for Fraud on the Court. Research re: standard for sanctions for "vexatious litigation" under 28 USC 1927.	2.20	726.00
08/10/10	Nicoleta Burlacu		0.90	261.00

review and  
 comments the letter to BSI re new subpoenas

Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 8

Description of Professional Services Rendered

08/10/10	John L. McManus	<p>work on drafting of three letters to BSI-one regarding Declaration, one regarding Fourth Request for Production, and one regarding new subpoenas; work on examination of new subpoenas; work on separate notice of supplemental authority re: discovery violations; work on edits to multiple subpoenas to non-parties; work on telephone call relating to expert witnesses presentation; work on arrangements for expert witness presentation; work on issues relating to issuance of subpoenas.</p>	2.50	1125.00
08/11/10	Justin Angelo	<p>Continue analysis of defamation argument raised by BSI in response to WAUSA's motion to dismiss for fraud on court. Research re: sanctions under inherent authority of Court pursuant to BSI's response to dismiss for fraud on the Court.</p>	1.10	363.00
08/11/10	Kenneth A. Horky	<p>Further work on notice of supplemental authority and related correspondence;</p> <p style="text-align: right;">review final</p> <p>version of further correspondence to Ring/Rothman; communications to client re: same and re: latest case events</p>	0.80	368.00

Invoice No.: 2761021

Page 9

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/11/10	John L. McManus		0.50	225.00
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work on review of the new  
subpoena produced in electronic copy of the 15  
non-parties and exchange e-mail correspondence  
re: same

08/12/10	Nicoleta Burlacu		3.00	870.00
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meeting with the expert,  
Dr. Krawetz on BSI's opposition to WAUSA's  
motion to dismiss for fraud on Court; review Dr.  
Krawetz' declaration in support of Reply in support  
of Motion to Dismiss for fraud on Court

08/12/10	Barry A. Dotson	Arrange for contact person in Wilmington office to	0.80	164.00
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receive documents to be produced in response to  
yesterday's third party subpoenas; prepare  
additional supplements to subpoena chart;

investigate current  
address for Body Sculpture regarding third party  
subpoena

Invoice No.: 2761021

Page 10

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/12/10	Kenneth A. Horky	2.00	920.00
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08/12/10	John L. McManus	4.50	2025.00
	teleconference with Dr. Krawetz, cocounsel re: findings and issues re: affidavits of Rothman and Ornitz		

08/13/10	Nicoleta Burlacu	2.50	725.00
	work on subpoena issuance to non-parties  preparation for, pre-call with, and work on evening webinar and conference call with expert regarding his comments on submission to Motion to Dismiss for Fraud on the Court (2.90); work on drafting, circulation, and sending of proposed e-mail concerning consent to opposing counsel's request for extension of time (.10).  review and comment on correspondence to BSI's counsel on the additional subpoenas issues;		

review BSI's response to WAUSA's  
fifth request for production of documents; email  
correspondence with K. Horky and J. McManus on  
same.

Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 11

Description of Professional Services Rendered

08/13/10	Barry A. Dotson	<p>research corporate records and revise subpoenas for Intersections, Experian/ConsumerInfo, Solar Electric Light Company, MetroNet Internet Services, and MegaPath; arrange production sites, and prepare notices of production</p>	2.30	471.50
08/13/10	John L. McManus	<p>Work on subpoenas to new non-parties Motorola, MegaPath, Solar Electric Light Company, MetroNet; work on research re: same; work on review of prior BSI filings re: same. review correspondence from resident agent re: subpoenas to Consumer.info and Experian; return telephone call from client re: status; review response to fifth request for production; work on receipt and review of letter from opposing counsel refusing to withdraw subpoenas; work on drafting and circulation of proposed response re: same;</p> <p>receive and review of deposition outline of Ornitz and of Rothman</p>	2.00	900.00
08/16/10	Justin Angelo	<p>Research litigation privilege cases referenced by BSI in its Response to Motion to Dismiss for fraud on the court and drafted section to rebut claim that defamatory statements in subpoena fall within litigation privilege.</p>	2.60	858.00



Invoice No.: 2761021

Page 12

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/16/10	Nicoleta Burlacu	Draft motion for extension of time to file WAUSA's Reply in Support of its Motion to Dismiss for Fraud on Court; edit and revise per comments from K. Horky and J. McManus; organize exhibits in support of same	3.70	1073.00
08/16/10	Barry A. Dotson		0.20	41.00
08/16/10	Kenneth A. Horky	receive and upload plaintiff's response to 5th request for production.	3.00	1380.00
08/16/10	John L. McManus	review response to fifth request for production; edit motion for extension of time, edit notice of supplemental authority; followup communications; confer with cocounsel re: strategy issues; further communications with client	2.50	1125.00
		work on markup to the Motion for Extension of Time; work on e-mail to opposing counsel re: their e-mail of Friday re: withdrawal of subpoenas; work on e-mail to opposing counsel re: extension of time; revise co-counsel's comments to the Motion for Extension of Time		

Invoice No.: 2761021

Page 13

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/17/10	Kenneth A. Horky	Review correspondence from opposing counsel; teleconference with Dale Baker; continue working on third party subpoena issues; teleconferences with clients re: same; strategy call with Niuniu Ji and Dale Baker; followup conference with cocouinsel	2.50	1150.00
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08/18/10	Nicoleta Burlacu		2.5	725.00
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review BSI's opposition to Motion for Extension of time to file Reply in support of Motion to Dismiss for Fraud on Court; edit the reply per counsel's comments and insertions.

Invoice No.: 2761021

Page 14

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/18/10	Kenneth A. Horky	Communications with client; work on evidence preservation demand issues	0.10	46.00
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08/18/10	John L. McManus		0.50	225.00
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review of message  
concerning non-service on Body Sculpture--a party  
served by BSI;

telephone call with expert re:  
origin of circles on the subpoenas

Invoice No.: 2761021

Page 15

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/18/10	Jozef S. Przygodzki	Legal research regarding exclusion of evidence. Review court rules regarding filing requirements/limits.	1.40	308.00
08/19/10	Justin Angelo	Research cases re: quashing subpoenas based on false statements and drafted motion to quash fifteen (15) non-party subpoenas served by BSI	5.30	1749.00
08/19/10	Nicoleta Burlacu		2.60	754.00

review and comment on LR 104  
certificate filed by Rothman and Ornitz re  
deposition notices; review opposing counsel's email  
correspondence re same

08/19/10	Kenneth A. Horky	Review response to motion for extension of time to prepare reply to opposition to motion to dismiss for fraud on the court; followup communications; status memo to clients; communications with Sandy Saunders re: Ring correspondence	0.40	184.00
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Description of Professional Services Rendered

08/20/10	Justin Angelo	Follow up research issue re: absolute privilege under Maryland law	0.40	132.00
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Invoice No.: 2761021

Page 17

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/20/10	Barry A. Dotson	0.50	102.50
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	research files for		
	evidence hold communications from opposing		
	counsel.		
08/20/10	Kenneth A. Horky	0.30	138.00

review BSI's motion to quash  
deposition subpoenas to Ornitz, Rothman; review  
Rothman's and Ornitz's motion to quash subpoenas  
for deposition

08/20/10	John L. McManus	0.50	225.00
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receive and review of e-mails  
relating to Tiggee issues and recent filings of  
Motion to Quash/Motion for Protective Order

Invoice No.: 2761021

Page 18

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/23/10	Justin Angelo	Completed comparison of BSI's case cites in its motion to quash with WAUSA's motion to quash	0.20	66.00
08/23/10	Nicoleta Burlacu	Review and comment on draft motion to quash BSI's non-party subpoenas and LR 104 certificate; email correspondence with counsel on same; review and comment on the Reply in support of Motion for extension of time	6.40	2726.00
08/23/10	Barry A. Dotson	Research Wagner affidavits to identify references to Ralsky.	1.50	307.50
08/23/10	Kenneth A. Horky	Review recent filings; work on motion to quash; review client subpoena returns; further work on motion to quash, and on finalizing same	4.60	2116.00
08/23/10	John L. McManus	Review of existing version of motion to quash; all-day work on 23-page motion to quash; review and incorporate in edits from co-counsel; multiple telephone conferences with expert witness and review of data regarding additions to the motion respecting e-mail addresses; work on noon meeting on the issues on the motion to quash; work on research on alleged Ralsky connection and draft sections conclusively proving absence of link; begin work on memorandum of law in support of motion for extension of time to file Reply Memorandum in Support of Motion to Dismiss for Fraud on The Court; draft local rule 104 certificate; work on lengthy communication re: section on motivation.	9.00	4050.00
08/23/10	Jozef S. Przygodzki	Draft cover letter for transmission of courtesy copy of Reply to court. Prepare and transmit courtesy copies of Reply in Support of Motion to Dismiss.	0.30	66.00
08/24/10	Nicoleta Burlacu	Confer with J. McManus on the "to do list"; review edits to the Reply in support of Motion for Extension of time; conference call with K. Horky, S. Saunders and J. McManus on strategy in defending the case and up-coming deadlines	3.90	1131.00

Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 19

Description of Professional Services Rendered

08/24/10	Kenneth A. Horky	Read as filed motion to quash, local rule 104 certificate; calendar upcoming due dates; communications with cocounsel; work on response to opposition to motion for extension of time and related matters; status update to clients; teleconference with Jeff Richard; edit reply to memo in opposition to motion for extension of time to file reply on motion to strike pleadings for fraud on court; lengthy strategy call with cocounsel; review and further extensively edit reply to memo in opposition to motion for extension of time	3.90	1794.00
08/24/10	John L. McManus	Work on To Do List for items to be covered with co-counsel and division of work; work on conference call with all co-counsel on the issues;	5.00	2250.00
		work on Reply Memorandum in Support of Motion for Extension of Time to File Reply Memorandum in Support of Motion to Dismiss; work on call from client re: status;		
		circulate Reply Memorandum to the Team; receive and review of edits to the Memorandum;		
		telephone call with co-counsel re: idea for edit to the Reply Memorandum.		
08/25/10	Nicoleta Burlacu	Review BSI's Reply in support of its Motion to file under seal opposition and email counsel same;	1.00	290.00
		review S. Saunders' edits on the Reply in support of Motion for extension of time to file the Reply to Motion to Dismiss for fraud on Court		



Invoice No.: 2761021

Page 20

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/25/10	Kenneth A. Horky	review reply to response to sealing motion; review caselaw on litigation privileges pertinent to possible direct claims against BSI, others; further work on reply and related matters; work on Tiggee response and related matters; followup communications; work on further extensive final editing of reply; multiple communications and teleconferences with cocounsel re: same	1.20	552.00
08/25/10	John L. McManus	Work extensively on Reply Memorandum in Support of Motion for Extension of Time to File Reply Memorandum in Support of Motion to Dismiss For Fraud Upon The Court; work on conference with co-counsel;	4.00	1800.00
		work on phone call to client re: insert into the Reply Memorandum; work on working with Rhapsody, LLC re: receipt of the subpoena; review of e-mail re: the objections by Kraft containing a reference to there being two versions of the Subpoena and whether there was an issue on that; forward request to co-counsel; receive and review of response re: absence of counsel for Kraft; review of new filing by opposing counsel and commentary re: same; receive and review of letter and commentary by co-counsel on letter relating to Ralsky; receive and review of edits from Nicoleta Burlacu;		
		further e-mails/phone call to client re: exhibits to brief.		

Invoice No.: 2761021

Page 21

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/26/10	Justin Angelo	Review Michael Rothman's Motion for Protective Order and to Quash Depositions; research re: circumstances where courts allow depositions of opposing counsel in pending case; follow up research on crime fraud exception to attorney client privilege; began drafting legal argument in response to motion for protective order	4.10	1353.00
08/26/10	Nicoleta Burlacu	review edits on the Reply in support of motion for extension of time; coordinate filing of same; confer with counsel on the suggested response to opposing counsel's correspondence	2.60	754.00
08/26/10	Barry A. Dotson	Receive and work with additional service returns for 3rd party document subpoenas; upload to FileSite and eRoom; prepare supplements to subpoena tracking chart;	1.20	246.00
		receive and work with subpoena response from Kraft Foods Global, Bates stamp documents, and upload to FileSite and eRoom; prepare request for copies to BSI of third party subpoenas and documents produced in response		
08/26/10	Kenneth A. Horky	Review correspondence from Ring; draft proposed response; series of emails to clients explaining recent events; analysis of Ornitz, Rothman affidavits; review question outlines;  work on notice of supplemental authority; hear report on results of research on ability to take opposing counsel's deposition; extensive calls, editing to finalize reply brief and charts contained in same, and file same; circulate to client with explanatory email; numerous followup communications	7.10	3266.00

Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 22

Description of Professional Services Rendered

08/26/10	John L. McManus	work on email to co-counsel re: project on motion to quash, motion for protective order; work on emails to co-counsel re: final edits for the Reply Memorandum in Support of Motion for Extension of Time to File Reply Memorandum in Support of Motion to Dismiss for Fraud Upon the Court; work on review of e-mail re: BSI requests for production for purposes of incorporation into the letter to the Court;	4.00	1800.00
		work on incorporation into the Reply Memorandum on final chart on the issue of the Kraft Subpoena and documents that were not produced; work on e-mail to client re: same.		
08/26/10	Sanford M. Saunders, Jr.	Review and revised reply; emails and telephone conversation with KHorky and JMcManus.	0.90	562.50
08/27/10	Justin Angelo	Drafted legal argument for memorandum in opposition to BSI's motion for protective order / motion to quash depositions.	2.70	891.00
08/27/10	Nicoleta Burlacu	Revise and draft Opposition to Motion for Reconsideration filed by William Wagner in the District Court for the District of Columbia; review and coordinate filing of Notice of Supplemental Authority informing the Court about BSI's confidentiality de-designation of the ESI deposition transcript; review email correspondence with opposing counsel re DNS Made Easy and World Avenue depositions.	4.90	1421.00
08/27/10	Patricia M. Casey	Review research re: civil contempt	0.20	46.00
08/27/10	Barry A. Dotson	pull motion, response, and all exhibits regarding fraud on the court and upload to eRoom	0.40	82.00

Invoice No.: 2761021  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 23

Description of Professional Services Rendered

08/27/10	John L. McManus	Extensive work on letter to the Court re: ESI issues pertaining to the Fifth Request for Production of Documents; work on preparation of materials for upcoming meeting with clients re: issues; work on edits to request for copies;	2.00	900.00
		receive and review of outline of cases for the motion to quash/motion for protective order on the issue of attorney depositions; work on email to co-counsel outlining the particulars of a research project on the motion for civil contempt; receive and review of new listing of depositions, work on e-mail to co-counsel re: same.		
08/28/10	Nicoleta Burlacu	Review William Wagner's Opposition to WAUSA's Motion and Application for fees and email correspondence with counsel on the arguments made therein.	1.00	290.00
08/28/10	John L. McManus	Work on letter to Court re: ESI issues on Fifth Request for Production; work on ESI research and privilege; review and incorporate ESI Agreement.	3.00	1350.00
08/29/10	John L. McManus	Continued work on letter to Court re: ESI Issues on Fifth Request for Production of Documents; work on review of research on crime-fraud exception; work on review of Motion to Quash/Motion for Protective Order; work on research on metadata; work on research on depositions of opposing counsel/review of existing research; work on agenda for upcoming client meeting; continued preparation for meeting; assemble materials for discussion at meeting.	4.00	1800.00
08/30/10	Nicoleta Burlacu		2.00	580.00
		conference call with counsel and the client on the response to Opposition to Motion to Dismiss for fraud on Court and discovery matters.		
08/30/10	Patricia M. Casey	Communication re: libel per se research Review civil contempt research	0.20	46.00

Invoice No.: 2761021

Page 24

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/31/10	Nicoleta Burlacu	Review multiple emails from S. Ring on discovery issues; confer with K. Horky, J. McManus and S.Saunders on the topics to be discussed at the meet and confer with BSI's counsel; review the draft letter to the Judge Day re ESI and the response to Fifth request for production	4.00	1160.00
08/31/10	Patricia M. Casey	Research re: civil contempt in Maryland federal court and the Fourth District Court of Appeals	2.50	575.00

Invoice No.: 2761021

Page 25

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

08/31/10	Kenneth A. Horky	1.50	690.00
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review multiple  
correspondence;

further work  
on multiple issues covered at meeting with clients,  
cocounsel; extended discussion re: proper strategy  
to pursue with motion to dismiss for fraud on court;

review writeup for precall  
preparation with Ring;  
work on meet and confer call preparation

08/31/10	John L. McManus	4.00	1800.00
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work on lengthy meeting on strategy  
issues re: Motion to Dismiss for Fraud on the Court  
and other issues; Work on 10-page outline of issues  
for upcoming call;

Work on telephone conference call with  
co-counsel re: upcoming call; work on edits to  
letter to Judge; circulate edits to letter to the court

08/31/10	Sanford M. Saunders, Jr.	2.00	2187.50
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Review BSI correspondence and draft response;  
preparation for call with BSI counsel and  
conference call with K. Horky and J. McManus re:  
same.

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Invoice No.: 2786648  
File No. : 115318.010500  
Bill Date : October 12, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through September 30, 2010:

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Invoice No.: 2786648  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 1

Description of Professional Services Rendered:

<u>DATE</u>	<u>TIMEKEEPER</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>AMOUNT</u>
09/01/10	Nicoleta Burlacu	Meet and Confer with BSI's counsel; draft emails and notes on same; conference call with S. Sanders, K. Horky and J. McManus on the meet and confer and next defense steps; revise the letter to Judge Day on ESI and hearing on the Fifth document request; review and comment on the follow up email on same by S. Ring	3.90	1131.00
09/01/10	Patricia M. Casey	Research re: civil contempt & the meaning of "harm"	3.70	851.00
09/01/10	Barry A. Dotson	Compile and Summarize research re: civil contempt Receive and work with new third party subpoenas and notices of production; prepare supplements to subpoena tracking chart; upload subpoenas and notices to eroom and FileSite; arrange for service of subpoenas on DirecTV, Citibank Mastercard, and America Online	1.70	348.50
09/01/10	Kenneth A. Horky	Extensive work, and several rewrites, on letter to Court on ESI correspondence and request for expedited hearing on 5th request for production; review correspondence from Ring; review series of subpoenas on motion to dismiss issues; review memo on contempt of court research issues; review underlying caselaw on contempt of court research;	8.60	3956.00
09/01/10	John L. McManus	lengthy conference call with Sandy Saunders, Nicoleta Burlacu, John McManus Work on discussion of strategy; extensive work on letter to Court re: ESI; Evening conference call with co-counsel re: status; work on follow-up discussion with co-counsel.	4.50	2025.00
09/01/10	Sanford M. Saunders, Jr.	Meet and confer with BSI counsel re: discovery; telephone conference with KHorky, JMcManus and NBurlacu re: same	2.00	1250.00



Invoice No.: 2786648  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 2

Description of Professional Services Rendered

09/02/10	Patricia M. Casey	Research re: libel per se in Maryland	1.50	345.00
09/02/10	Barry A. Dotson	Summarize and compile research re: libel per se	0.50	102.50

research Tiggee LLC  
 dba DNS Made Easy and prepare Notice and  
 Subpoena for deposition

09/02/10	John L. McManus	Telephone conference with co-counsel re: pending letter to Court and re: pending Press Release and impact on litigation; second follow-up call re: same	0.30	135.00
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09/02/10	Sanford M. Saunders, Jr.	Telephone conference with KHorky and JMcManus re: discovery meet and confer and responding to BSI counsel's summary and letter regarding ESI/5th requests for discovery letter.	1.60	1000.00
09/03/10	Nicoleta Burlacu		2.70	783.00

review and edit the letter  
 to Magistrate Judge Day on ESI discovery and  
 request for hearing on the Fifth document request  
 on the motion to Dismiss for Fraud on Court facts.

Invoice No.: 2786648

Page 3

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

09/03/10	Sanford M. Saunders, Jr.	Revise and finalize ESI/5th request for production letter; consult with NBurlacu re: same; email KHorky re: same email BSI counsel re: clarification of summary of discovery meet and confer.	2.30	1437.50
09/07/10	Nicoleta Burlacu		2.40	696.00
		review the Opposition to Motion for Protective Order filed by BSI on fraud on court discovery; revise the letter on privilege log on fifth request for production.		
09/07/10	Patricia M. Casey	Research re: accusation of a crime as libel per se	1.00	230.00
09/07/10	Barry A. Dotson	Continue reviewing production documents to identify documents to be placed on privilege log; review court filings regarding DNS Made Easy and download relevant filings regarding discovery issues	2.50	512.50

Invoice No.: 2786648  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 4

Description of Professional Services Rendered

09/07/10	Kenneth A. Horky	Review privilege log followup communications re: same; review further correspondence from Ring, and response to same; followup communications; review as-filed version of letter to Court, and circulate same; analysis of what is revealed by privilege log; confer with cocounsel re: same; memo to cocounsel, clients re: same; teleconference with Homer Appleby and John McManus; work on, and extensive editing of, memorandum of law in opposition to motion for protective order; meet with cocounsel to work on incorporating what was revealed by privilege log, and work on finalizing memo for filing	5.90	2714.00
09/07/10	John L. McManus	Work on drafting of Opposition to Motion of Non- Parties Michael S. Rothman and Amanda Ornitz's Motion for Protective Order and To Quash Deposition Subpoenas; Work on research on attorney-client/work product privilege areas; Work on drafting of Opposition to Plaintiff Beyond Systems, Inc.'s Motion for Protective Order and To Quash Deposition Subpoenas; work on Notice of Filing Materials Under Seal; work on Motion to Seal; work on Exhibits to the Oppositions; work on two telephone calls with client re: Exhibits to Opposition; work on circulation of brief; work on review and incorporation of edits of co-counsel; extensive discussion of brief with co-counsel; work on circulation of modified version of brief; work on brief filing.	13.50	6075.00
09/07/10	Sanford M. Saunders, Jr.	emails with BSI counsel re: discovery conference call; emails with KHorky and JMcManus re: briefs and consult with NBurlacu re: edits; review privilege log.	2.00	1250.00
09/08/10	Nicoleta Burlacu	Revise and edit multiple times the letter on privilege log; conference call with S. Saunders, J. McManus and K. Horky on same; review Judge's letter on World Avenue's Rule 104 Certificate; confer with counsel on same; revise the timeline of the meet and confer with counsel on DE 212 Order; confer with counsel on same; review pervious communication with opposing counsel on same.	4.60	1334.00
09/08/10	Patricia M. Casey	Research re: libel per se and whether accusations of a crime qualify Summarize and compile research	0.80	184.00

Invoice No.: 2786648

Page 5

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

09/08/10	Kenneth A. Horky	<p>Teleconference with cocounsel; review as filed version of memorandum of law; communications with client re: same; work on letter to court re: privilege log; teleconferences with Nicoleta Burlacu; further work on letter re: privilege log deficiencies; review timeline; other work on pending filings;</p> <p style="text-align: right;">extended</p> <p>conference call with cocounsel re: multiple discovery issues</p> <p style="text-align: right;">subsequently confer with John McManus re: various strategy issues</p>	5.00	2300.00
09/08/10	John L. McManus	<p>Work on review of Court Order re: Certificate on Motion to Compel respecting DE 212; prepare comprehensive timeline of events relating to DE 212; work on transmission of same; receive and review of letter draft respecting privilege log; work on review of Local Rule provisions; Work on subpoenas to StyleMyHouse (fraudulent subpoena issue)</p> <p style="text-align: right;">work on edits to letter on</p> <p>Local Rule Privilege Log issue; telephone conference call with co-counsel.</p>	6.50	2925.00
09/08/10	Sanford M. Saunders, Jr.	<p>Conference call with BSI counsel re discovery; telephone conversation and email with KHorky re: same and expediting same and response to BSI letter opposition to expedited discovery.</p>	2.00	1250.00
09/09/10	Nicoleta Burlacu	<p>Conference call with S. Ring on the discovery issues; follow up call with counsel on same; revise and edit the privilege log letter to the opposing counsel; revise and edit the Declaration of S. Saunders on meet and confer; revise, edit and file the letter on DE 407 regarding a dispute over discovery of Electronically Stored Information requested in WAUSA's Fifth Request for Production of Documents.</p>	5.40	1566.00

Invoice No.: 2786648

Page 6

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

09/09/10	Kenneth A. Horky	Review attorney Ring's ESI correspondence to Court; outline proposed response; review motion for leave to file surreply; review and analysis of surreply, and evaluate whether to move to strike; memo to cocounsel on points for same; followup communications re: Ring's correspondence to court, rebuttal; work on rebuttal and on Saunders declaration in support of same; review defamation research for counterclaims; email to clients re: developments; work on letter to Court; numerous conferences re: same, finalization and filing of letter; work on privilege log meet and confer letter, and finalize same; circulate filings, exhibits to clients	7.10	3266.00
09/09/10	John L. McManus	Primary drafting on letter of response to BSI letter; primary drafting of Declaration in support of letter; work on various edits to the letter; work on follow up re: privilege log letter; work on multiple, lengthy conference calls re: the content of the letter to the Court respecting ESI issues; work on follow up from discovery call with opposing counsel	6.00	2700.00
09/09/10	Sanford M. Saunders, Jr.	Review BSI filing re: discovery; email and telephone conference with KHorky and JMcManus and NBurlacu re: response; review and revise draft declaration	2.00	1250.00
09/10/10	Nicoleta Burlacu	Review court order and confer with counsel on same; confer with S. Saunders on privilege log letter; edit and revise the letter on revised LR certificate on violation of Court Order 212	2.70	783.00

Invoice No.: 2786648

Page 7

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

09/10/10	Kenneth A. Horky	Review and analysis of two court orders; teleconference with cocounsel; memo to client explaining developments; calendar multiple newly-scheduled hearings; followup discussion and strategy planning with cocounsel and clients; review further court order; numerous communications with client, cocounsel re: same; work on scheduling preparation meeting for 9/23 hearings; review discovery filings; analysis of defamation caselaw; confer with Bruce March	3.70	1702.00
09/10/10	Sanford M. Saunders, Jr.	Review court order; email and telephone conference with KHorky and JMcManus re: same; review draft filing and declaration and edit same; emails with KHorky and JMcManus re: same; consult with NBurlacu re underlying declaration.	1.50	937.50
09/13/10	Nicoleta Burlacu		1.80	522.00

confer with S. Saunders on the letter to BSI on privilege log; conference call with S. Saunders; K. Horky and J. McManus on the hearing on September 23; discovery from BSI and deposition dates

Invoice No.: 2786648

Page 8

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

09/13/10	Kenneth A. Horky		1.70	782.00
		communications with client, cocounsel re: multiple issues; continue reviewing legal research on possible direct claims; conference call with cocounsel re: further call with Ring, planning for upcoming hearing		
09/13/10	Sanford M. Saunders, Jr.		2.20	1375.00
		emails re supply edit privilege log letter; telephone conversation with KHorky re: same telephone conversation with KHorky re: strategy		
09/14/10	Nicoleta Burlacu		2.00	580.00
		Revise, edit and sent BSI the letter on the privilege log on Fifth Request for Production of Documents		

Invoice No.: 2786648

Page 9

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

09/14/10	Kenneth A. Horky	0.60	276.00
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revise and finalize  
privilege log letter; communications with Sandy  
Saunders re: same

09/14/10	John L. McManus	0.50	225.00
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09/14/10	Sanford M. Saunders, Jr.	2.90	1812.50
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multiple communications re:  
privilege log letter.  
Email correspondence with BSI Counsel; review  
deposition notice; telephone conversation with  
KHorky re: same; edit privilege log letter



Invoice No.: 2786648

Page 17

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

09/30/10	Nicoleta Burlacu	Revise and edit the motion to compel BSI on the fifth request for documents; reviewed the recent court orders; email correspondence with counsel on same.	1.60	464.00
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Invoice No.: 2806507  
File No. : 115318.010500  
Bill Date : November 6, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through October 31, 2010:

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Invoice No.: 2806507

Page 1

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered:

<u>DATE</u>	<u>TIMEKEEPER</u>	<u>DESCRIPTION</u>	<u>HOURS</u>	<u>AMOUNT</u>
10/01/10	Barry A. Dotson	Research files for motion to quash 15 subpoenas,	7.80	1599.00
		prepare notebooks for overnight delivery to J.McManus; review court docket regarding briefs relating to motion to quash Rothman and Ornitz subpoenas; prepare materials for FedEx to S.Saunders in D.C.		
10/01/10	Kenneth A. Horky		3.60	1656.00
		work on letter to Court; work on motion to compel production of documents responsive to 5th request for production; review Court Order; review and edit motion to compel 5th request for production; communications with Sandy Saunders re: letter to Court		
10/01/10	John L. McManus	Work on drafting letter to Court requesting hearing on Motion for Protective Order and to Quash on Deposition Subpoenas; work on conference call with co-counsel re: status.	0.50	225.00



Invoice No.: 2825687  
File No. : 115318.010500  
Bill Date : December 6, 2010

**INVOICE**

Re: adv. Beyond Systems, Inc.

Legal Services through November 30, 2010:

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Description of Professional Services Rendered

11/02/10	Nicoleta Burlacu	Conference call with Dr. Krawetz, counsel and client on the issues related to subpoenas and WAUSA's reply in support to fraud on Court motion	1.90	551.00
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Invoice No.: 2825687

Page 5

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

11/05/10	Nicoleta Burlacu	Review pleadings and cases in preparation for the hearing on November 29th; select the most relevant cases for the arguments to be made; review email correspondence of the opposing counsel on the request to add two additional motions for the hearing; email GT counsel same; review BSI's motion on same;  review Court order on deposition of Rothman and Ornitz.	5.00	1450.00
11/05/10	John L. McManus	Receive and review of discovery order re: Amanda Ornitz and Michael Rothman Interrogatories; work on forwarding same to expert for his use in generating sample questions	0.30	135.00
11/05/10	Sanford M. Saunders, Jr.	Emails with BSI re: discovery issues; review court order re: Rothman/Ornitz discovery; email K. Horky re: same	1.20	750.00
11/08/10	Nicoleta Burlacu	Continue reviewing cases in preparation for the hearing on the 29 <sup>th</sup>	1.80	522.00

Description of Professional Services Rendered

11/09/10	John L. McManus	4.00	1800.00
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work on further drafting of the  
Interrogatories to Amanda L. Ornitz and to Michael  
S. Rothman consistent with phone conference call  
with expert; work on circulation of the draft Ornitz  
and Rothman interrogatories.

Invoice No.: 2825687

Page 8

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

11/10/10	Kenneth A. Horky	6.00	2760.00
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work on interrogatories to opposing counsel; communications with client; work on interrogatories to opposing counsel's assistant; conference call with Neal Krawetz, Homer Appleby and John McManus; review prior discovery responses and extensive further work on interrogatories following call; teleconference with John McManus; teleconference with Sandy Saunders

11/10/10	John L. McManus	4.20	1890.00
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Work extensively on the primary drafting and editing of the Interrogatories to Michael Rothman and Amanda Ornitz; work on telephone call with expert re: same; work on telephone call with clients re: same; work on discussion with co-counsel re: same;

continued work on extensive editing re: Interrogatories; review of final emails re: same;



Invoice No.: 2825687

Page 10

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

11/12/10 Barry A. Dotson

1.00 205.00

begin research and collection of  
materials to prepare briefing books for November  
29 hearing on various motions; research motions  
for reconsideration.

Invoice No.: 2825687

Page 12

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

11/15/10	Nicoleta Burlacu	1.40	406.00
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prepare for the November 29th hearing.

11/15/10	Barry A. Dotson	0.80	164.00
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continue reviewing and collecting  
materials in preparation for November 29 hearing

Invoice No.: 2825687

Page 15

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

11/16/10	Sanford M. Saunders, Jr.		0.50	312.50
		consult with J.		
11/17/10	Nicoleta Burlacu	Przygodzki re: hearing prep. Conference call with Clerk of Judge Messitte re two new motions set for hearing on November 29th; confer with counsel on same; review Court's Order on same; review briefs and case law in preparation for the Court hearing.	4.50	1305.00
11/17/10	Barry A. Dotson	Review court order placing two additional motions on hearing calendar for 29th; prepare additional binders for new motions and related briefs; final preparation of binders to send for duplicating and assembly	2.50	512.50
11/17/10	Jozef S. Przygodzki	Prepare cited case binders for hearing.	2.00	440.00

Invoice No.: 2825687  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 16

Description of Professional Services Rendered

11/18/10	Nicoleta Burlacu	Review briefs and case law in preparation for the court hearing on the 29th; draft outline of the arguments	2.50	725.00
11/18/10	John L. McManus		5.00	2250.00
11/18/10	Jozef S. Przygodzki	work on drafting of motion to compel respecting Order at DE 212; incorporate in Declaration; work on incorporating in the changes to the Declaration; work on motion to amend; draft motion to amend; work on local rule 104 re motion to compel; circulate amended answer, motion to amend, motion to compel, and local rule 104 certification.  Prepare materials/binders for hearings.	1.00	220.00

Invoice No.: 2825687  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 17

Description of Professional Services Rendered

11/19/10	Nicoleta Burlacu	3.00	870.00
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review the Renewed Motion to Enforce Court  
 Order at DE 212, with the final Krawetz  
 Declaration;

review cases and briefs in  
 preparation for the hearing

11/19/10	Barry A. Dotson	2.00	410.00
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work with renewed motion to enforce court order  
 and review files to identify and collect exhibits

Invoice No.: 2825687

Page 18

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

11/20/10	Nicoleta Burlacu	1.50	435.00
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Review  
briefs and cases in preparation for the court  
hearing.

11/21/10	Nicoleta Burlacu	2.00	580.00
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review pleadings in preparation for the court  
hearing; Travel from Washington, DC to Ft.  
Lauderdale for meeting with clients in preparation  
for the hearing.

11/21/10	Sanford M. Saunders, Jr.	2.00	1250.00
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travel to FTL re:  
hearing preparation.

11/22/10	Nicoleta Burlacu	1.00	290.00
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Meet and confer with  
K. Horky, J. McManus and S. Saunders to prepare  
for the hearing on November 29th; review multiple  
briefs and outline the arguments

Invoice No.: 2825687

Page 19

Re: adv. Beyond Systems, Inc.

Matter No.: 115318.010500

Description of Professional Services Rendered

11/22/10 John L. McManus

1.00 450.00

continued  
 meeting with co-counsel re: upcoming hearing on  
 the 29th of November

11/22/10 Jozef S. Przygodzki

1.00 220.00

Prepare draft exhibits for hearing (BSI  
 Misquotes, hearing excerpts, order). Prepare  
 materials for hearing.

11/23/10 Nicoleta Burlacu

2.00 580.00

Review multiple pleadings in preparation for the  
 hearing; confer with counsel on same; confer with  
 counsel on the settlement discussions; travel back  
 to Washington, DC from Ft. Lauderdale.

Invoice No.: 2825687  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 20

Description of Professional Services Rendered

11/23/10	John L. McManus	Early morning meeting on preparation for upcoming November 29th hearing	1.00	450.00
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11/23/10	Sanford M. Saunders, Jr.	Hearing preparation.	2.50	1562.50
11/24/10	Nicoleta Burlacu		3.00	870.00

confer with J. McManus,  
 H. Appleby and Dr. Krawetz on his declaration in  
 support of WAUSA's Reply in support of motion to  
 dismiss for fraud on Court.

11/24/10	Jozef S. Przygodzki	Prepare hearing exhibits, materials for court.	4.50	990.00
11/24/10	Sanford M. Saunders, Jr.	Hearing preparation.	1.00	625.00
		hearing preparation.		



Invoice No.: 2825687  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 21

Description of Professional Services Rendered

11/26/10	Nicoleta Burlacu		0.50	145.00
11/26/10	Kenneth A. Horky	review pleadings; cases and documents in preparation for the court hearing. Review Ornitz and Rothman interrogatory answers; prepare memo on key points; deficiency areas where they refused to answer questions	1.10	506.00
11/26/10	John L. McManus	Read and review of the Michael S. Rothman and Amanda L. Ornitz Answers to Interrogatories; Work on incorporation of comments of co-counsel in the Reply Memorandum in Support of Motion to Dismiss for Fraud On the Court; work on finalization of Reply Memorandum and all exhibits and work on filing of same.	4.50	2025.00
11/26/10	Sanford M. Saunders, Jr.	Hearing preparation and draft Reply to Motion for Fraud on the Court	3.50	2187.50
11/27/10	Nicoleta Burlacu	Review documents and prepare exhibits for the hearing on 29th; confer with S. Saunders on same; review the outlines of the arguments; select cases to be used in support of arguments; confer with law clerk on multiple exhibits.	1.00	290.00
11/27/10	Jozef S. Przygodzki	Prepare exhibits, and materials for court in preparation of hearing.	2.70	594.00
11/27/10	Sanford M. Saunders, Jr.	Hearing preparation; emails with K. Horky, J. McManus and N. Burlacu re: same.	1.50	937.50
11/28/10	Nicoleta Burlacu	Confer with S. Saunders; K. Horky and J. McManus in preparation for the hearing on the seventh motions scheduled for Nov. 29th; review multiple documents and prepare exhibits; coordinate with law clerk on same.	3.00	870.00
11/28/10	Kenneth A. Horky		2.00	920.00
		all day and all evening hearing preparation for seven pending motions		

Invoice No.: 2825687  
 Re: adv. Beyond Systems, Inc.  
 Matter No.: 115318.010500

Page 22

Description of Professional Services Rendered

11/28/10	John L. McManus	Work on travel to DC and en route, work on preparation of issues for upcoming hearing; work on extremely lengthy-meeting with co-counsel to prepare for upcoming hearing on all pending Motions; work on follow-up discussion re: same	2.00	900.00
11/28/10	Jozef S. Przygodzki	Prepare exhibits for hearing. Assist with hearing preparation.	3.50	770.00
11/28/10	Sanford M. Saunders, Jr.	Hearing preparation; meeting with K. Horky, J. McManus re: same.	3.00	1875.00
11/29/10	Nicoleta Burlacu	Final preparation for the hearing; confer with counsel on same; participate in the hearing.	2.00	580.00
11/29/10	Kenneth A. Horky	Further preparation for and attendance at hearings	0.20	92.00
11/29/10	John L. McManus	Work on preparation for hearing on all pending motions; work on attendance at hearing on all pending motions; work on travel from DC	0.20	90.00
11/29/10	Jozef S. Przygodzki	Prepare for and attend court hearing.	3.70	814.00
11/29/10	Sanford M. Saunders, Jr.	Preparation and attend hearing; telephone conference with client re: same.	2.00	1250.00